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U.S. Asks Dismissal Of Parrish Request

A Government attorney has asked for dismissal of Fairfax Supervisor John P. Parrish's request for a Federal Court injunction barring use against him of evidence gathered by the Internal Revenue Service.

U.S. District Attorney C. Vernon Spratley said Parrish's petition "constitutes a premature request for a ruling on evidence which may or may not be offered in a criminal case . . ."

Spratley's answer was filed with the U.S. District Court in Richmond, where Parrish filed his suit three weeks ago. No hearing date has been set.

In his petition, Parrish asked the Court to bar use of evidence secured from his records in "any criminal prosecution" against him, arguing the evidence was obtained by "fraud and deceit."

The Supervisor said IRS agents, under the guise of a routine check of his income tax returns, microfilmed his records without his permission in violation of his constitutional rights.

Parrish requested that the Court order the IRS to return the records they gathered and to bar the use of them in any criminal proceeding against him before a Federal grand jury.